# COURT OF APPEAL STATE OF CALIFORNIA THIRD APPELLATE DISTRICT

### The Minutes

## **December 30, 2002**

C037185 THE PEOPLE v. SEEBOTH (Not for Publication)

The judgment (order of commitment) is affirmed.

MORRISON, J.

We concur: Blease, Acting P.J.

Robie, J.

C040859 THE PEOPLE v. TAYLOR (Not for Publication)

The judgment is affirmed.

DAVIS, Acting P.J.

We concur: Nicholson, J.

Callahan, J.

C040947 THE PEOPLE v. TUCKER (Not for Publication)

The judgment is affirmed.

DAVIS, Acting P.J.

We concur: Nicholson, J.

Callahan, J.

C041570 THE PEOPLE v. BURNETT (Not for Publication)

The judgment is affirmed. The superior court is directed to prepare an amended abstract of judgment reflecting that the court imposed a \$200 restitution fine in accordance with Penal Code section 1202.45 and to send a certified copy of the amended abstract to the Department of Corrections.

DAVIS, Acting P.J.

We concur: Nicholson, J.

Callahan, J.

C038409 BUSBY v. TOM'S SIERRA COMPANY, INC. et al.

(Not for Publication)

The judgment is affirmed.

MORRISON, J.

We concur: Blease, Acting P.J.

Davis, J.

C038663 PLATZER, a Minor, etc., et al. v. MAMMOTH MOUNTAIN SKI AREA

(Certified for Publication)

The judgment is affirmed. (CERTIFIED FOR PUBLICATION.)

CALLAHAN, J.

We concur: Sims, Acting P.J.

Morrison, J.

## COURT OF APPEAL STATE OF CALIFORNIA THIRD APPELLATE DISTRICT

### The Minutes

## December 30, 2002, continued

# C038753 MARINE FORESTS SOCIETY et al. v. CALIFORNIA COASTAL COMMISSION et al. (Certified for Publication)

The judgment is affirmed. The trial court is directed to vacate the stay that it issued.

SCOTLAND, P.J.

We concur: Davis, J.

Robie, J.

### **December 31, 2002**

#### **MISC. ORDER 2002-16**

BY THE COURT:

Associate Justice Coleman A. Blease is appointed to serve as Acting Presiding Justice to discharge the duties described in the California Rules of Court, rules 75, 76, 77 and 78, during the absence of the Presiding Justice from the court on January 3, 2003, or until his return. (See Cal. Const. Art 6, Sec. 3.) The senior member of a panel of the Court is designated the Acting Presiding Justice of that panel <u>during the absence of the Presiding Justice</u>.

SCOTLAND, P.J.

### C038946 THE PEOPLE v. MCCALL

(Certified for Partial Publication)

The judgment of conviction on count three is reversed. The judgment is affirmed in all other respects.

BLEASE, Acting P.J.

We concur: Davis, J.

Morrison, J.

#### C039029 THE PEOPLE v. GARZA

(Certified for Partial Publication)

The judgment is affirmed.

SIMS, Acting P.J.

We concur: Davis, J.

Morrison, J.

## C040476 HEBERT et al. v. CITY OF GRASS VALLEY et al.

(Not for Publication)

The judgment is affirmed. The City and County shall recover their costs on appeal. (Cal. Rules of Court, rule 26 (a).)

ROBIE, J.

We concur: Raye, Acting P.J.

Callahan, J.

# COURT OF APPEAL STATE OF CALIFORNIA THIRD APPELLATE DISTRICT

### The Minutes

### December 31, 2002, continued

# C041481 In re LUKE L.; CHILDREN'S SERVICES DIVISION v. PAUL L. (Not for Publication)

The order of the juvenile court is affirmed.

ROBIE, J.

We concur: Scotland, P.J.

Kolkey, J.

### **January 1, 2003**

There were no minutes for this date.

### **January 2, 2003**

### C040855 ABRAMS v. ABRAMS (Not for Publication)

The portion of the custody order awarding mother attorney fees as sanctions under section 271 is reversed, and the matter is remanded for further proceedings consistent with this opinion. In all other respects, the custody order is affirmed. The parties shall bear their own costs on appeal. (Cal, Rules of Court, rule 26 (a) (1).)

SCOTLAND, P.J.

We concur: Davis, J.

Callahan, J.

### **January 3, 2003**

### C037968 SPALETTA V. SPALETTA, JR. (Not for Publication)

This case is remanded to the trial court to expressly consider how the Spaletta-Reynolds partnership affects John's ability to pay spousal support and to set an award of support based in this and the other factors enumerated in section 4320. In all other respects, the judgment is affirmed. The parties shall bear their own costs of appeal.

RAYE, J.

We concur: Blease, Acting P.J.

Callahan, J.

### C038787 SILLER v. SILLER HELICOPTERS (Not for Publication)

The judgment is affirmed.

CALLAHAN, J.

I concur: Scotland, P.J.

I concur in the judgment... The judgment should therefore be affirmed.

Sims, J.